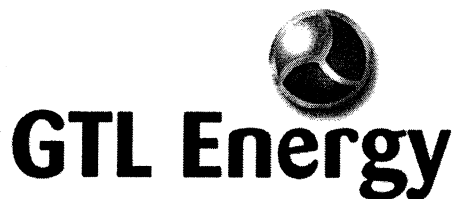


Attachment G
to
North Dakota Department of Health Response to Public Comments
GTL Energy, Ltd.
GTLE Dakota Plant 1 LLC Coal Beneficiation Plant

GTL Energy Response to Comments Dated May 21, 2009



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A subsidiary of GTL Energy Ltd in
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21 May 2009

Mr Terry O'Clair
Director - Division of Air Quality
North Dakota Department of Health
918 E Divide Avenue, 2nd Floor
Bismarck, ND 58501-1947

Copy By Email Only

Dear Mr O'Clair

GTLE Dakota Plant 1 LLC (GTLE): Air Permit Application

Thank you for considering and evaluating GTLE's application for a Permit to Construct its Dakota Plant 1 near South Heart, North Dakota.

We believe that all issues relative to the Permit have now been addressed with the exception of:

1. Correctness of the adjudicative proceedings.
2. Off-site road maintenance.
3. Reporting of coal assays.

GTLE's legal counsel has reviewed the matter of the correctness of the hearings and has advised as follows:

GTLE "submits that the hearing was properly conducted in accordance with North Dakota law and regulations. North Dakota Century Code Section 23-01-23 provides in part that a hearing under the air pollution control act is not an adjudicative proceeding. Thus, the assertions by the Sierra Club are without merit. The North Dakota Supreme Court in People to Save the Sheyenne v Dept. of Health, 744NW2d 748 (2008) affirmed that such hearings are not adjudicative proceedings, and approved of the hearing process and procedure utilized by the Department of Health for such cases. In addition the Sierra Club had the opportunity to and did participate in the hearing to voice its concerns, thus any procedural defects it alleges are moot and waived."

A copy of GTLE's off-site road maintenance agreement with the Stark County was approved by the Stark County Commissioners on 5 May 2009 and executed on 6 May 2009. This agreement includes an obligation on GTLE to maintain dust control and carry out any improvements as reasonably required by the County Road Supervisor. We accept Mr Thorstenson's recommendation of 14 May 2009 for on-site traffic control and on-site road maintenance conditions on the Permit.

Also, in accord with Mr Thorstenson's recommendation of 14 May 2009, GTLE will provide your office with assays of coal acquired from each new source at least 30 days prior to processing.

GTLE wishes to thank you and your staff for the professional and courteous manner in which you have processed this application. If you have any further questions or require more information please contact John Shultz, or myself, and we will be pleased to provide whatever is required.

Yours Sincerely

Kind Regards

A handwritten signature in black ink, appearing to read "RR French". The signature is written in a cursive, flowing style.

Robert R French
Chief Executive Officer – GTLE Dakota Plant 1 LLC